HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.8053 of 2006

Between:

Mamillapally Butchaiah

… Petitioner

AND

The Station House Officer,
Telkapally Police Station,
Mahabubnagar district,
and others.

… Respondents

ORDER

Counsel for the petitioner : None

Counsel for respondent Nos.1, 3 and 4 : Government Pleader for Home

15-11-2006

In this petition, the petitioner has prayed for grant of a declaration

that the action of respondent No.2 in confining and torturing him on 23-01-2006 is illegal, arbitrary and violative of Article 21 of the Constitution. He has further prayed for issue of a direction to respondent No.3 to register a criminal case against respondent No.2 and arrest him so that he may not interfere with the conduct of fair investigation.

During the pendency of the writ petition, several interim directions were given by the Court. On 21-04-2006, learned Government Pleader for Home brought to the Court's notice that the culprit (respondent No.2) has been placed under suspension. Today, the learned Government Pleader gave out that the preliminary enquiry got conducted by the department has found respondent No.2 guilty and appropriate disciplinary action is being initiated against him. He further gave out that criminal case has been registered against respondent No.2.

In view of the statement of the learned Government Pleader, the writ petition is disposed of with the direction that the disciplinary action initiated against respondent No.2 should be completed as early as possible, but latest within a period of six months from today.

As a sequel to disposal of the writ petition, W.P.M.P.Nos.10312 and 10313 of 2006 filed by the petitioner for interim relief are disposed of as infructuous.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY, J

November 15, 2006

bsc